



## ***CITY OF MIAMI SPRINGS, FLORIDA***

**Mayor Billy Bain**

**Vice Mayor Bob Best  
Councilman Xavier Garcia**

**Councilman Paul C. Dotson  
Councilman Rob Youngs**

**Decorum:** “Any person making impertinent or slanderous remarks or who becomes boisterous while addressing the City Council, shall be barred from further audience before the City Council by the Mayor, unless permission to continue or again address the City Council is granted by the majority vote of the City Council members present. In accordance with the foregoing, the City Council has determined that racial or ethnic slurs, personal attacks and comments unrelated to City matters or issues constitute prohibited comments from the podium”.

### **AGENDA REGULAR MEETING Monday, September 10, 2007 7:00 p.m.**

- 1. Call to Order/Roll Call**
- 2. Invocation:** Mayor Bain  
  
**Salute to the Flag:** Audience participation
- 3. Awards & Presentations:**
  - A) Certificate of Special Recognition to Joel B. Watts
  - B) Certificate of Recognition to Douglas Ramos
- 4. Open Forum:** Persons wishing to speak on items of general city business, please sign the register located on the speaker's stand before the meeting begins

**5. Approval of Council Minutes:**

- A) 08/20/2007 – Workshop Meeting

**6. Reports from Boards & Commissions:**

- A) 09/05/2007 – Architectural Review Board – Cancellation Notice
- B) 09/04/2007 – Zoning and Planning Board – Cancellation Notice
- C) 09/18/2007 – Education Advisory Board – Rescheduling Notice
- D) 08/29/2007 – Board of Appeals – Minutes
- E) 09/11/2007 – Recreation Commission – Cancellation Notice
- F) 09/12/2007 – Golf and Country Club Advisory Board – Cancellation Notice
- G) 09/04/2007 – Board of Adjustment – Approval of Actions Taken at their Meeting of September 4, 2007, Subject to the 10-day Appeal Period

**7. Public Hearings:**

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Council will recess and convene as the Board of Appeals to hear the following case:

**Case #38-V-07**  
**Osvaldo and Daisy Arbelo**  
**1190 Starling Avenue**  
**Zoning: R-1B, Single-family residential**  
**Lot size: 75 ft. x 127 ft.**

Applicants are requesting a variance from Code Section 150-016 Off-street parking facilities (G) (8) (a) to install a 15 ft. driveway approach on their lot.

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- A) PUBLIC HEARING – Resolution – A Resolution of the City Council of the City of Miami Springs Tentatively Approving Fiscal Year 2007-2008 Budget; Confirming Date, Time and Place of Final Public Hearing

**8. Consent Agenda:**

- A) Approval of City Attorney's Invoice for August 2007 in the Amount of \$ 8,937.50
- B) Florida League of Cities – Florida Municipal Insurance Trust (FMIT)

**9. Old Business:**

- A) Appointment to the Ecology Board by Mayor Bain to Fill an Unexpired Term Ending on April 30, 2009 (Joe Podgor's seat)
- B) Appointment to the Golf and Country Club Advisory Board by Mayor Bain for an Unexpired Term Ending on July 31, 2007 (Noel Pereda's seat)
- C) Appointment to the Civil Service Board by Councilman Garcia (Group III) for an Unexpired Term Ending on June 30, 2009 (Roslyn Buckner's seat)
- D) Appointment to the Ecology Board by Councilman Youngs (Group IV) for a Full 3-year Term Ending on April 30, 2010 (Donna Dawson's seat)
- E) Appointment to the Civil Service Board by Councilman Youngs (Group IV) for a Full 3-year Term Ending on June 30, 2010 (Félix D. Pérez' seat)
- F) Appointment to the Code Review Board by Councilman Youngs (Group IV) for a Full 3-year Term Ending on April 30, 2010 (Jana Armstrong's seat)
- G) Appointment to the Recreation Commission by Councilman Youngs (Group IV) for a Full 3-year Term Ending on April 30, 2010 (Robert Williams' seat)
- H) Appointment to the Education Advisory Board by Vice Mayor Best (Group I) for a 2-year Term Ending on May 31, 2009 (Dr. Karen Williams was unable to accept appointment)
- I) Appointment to the Golf and Country Club Advisory Board by Councilman Youngs (Group IV) for a Full 2-Year Term Ending on July 31, 2009 (Ken Amendola's seat)
- J) First Reading – Ordinance – An Ordinance of the City Council of the City of Miami Springs Amending Code of Ordinance Section 35-04, Definitions, by Reducing the Number of Years to be Utilized in Calculating An Employee's "Final Average Salary" as Provided in Subsection (J); Repealing all Ordinances or Parts of Ordinances in Conflict; Effective Date

**10. New Business:**

- A) Appointment to the Code Enforcement Board by Mayor Bain for a Full 3-year Term Ending on September 30, 2010 (Walter M. Dworak's seat)

**10. New Business: (Continued)**

- B) Appointment to the Code Enforcement Board by Councilman Youngs (Group IV) for a Full 3-year Term Ending on September 30, 2010 (Erik Michelson's seat)
- C) Appointment to the Code Enforcement Board by Councilman Garcia (Group III) to Fill an Unexpired Term Ending on September 30, 2009 Created by Three Absences of Jacqueline Martinez-Regueira
- D) Discussion of Methodology to Contribute Funds to Community Based Organizations for Various Causes
- E) Resolution – A Resolution of the City Council of the City of Miami Springs Amending the Schedule of Charges and Fees for the Operation of the Miami Springs Golf and Country Club; Effective Date
- F) Resolution – A Resolution of the City Council of the City of Miami Springs, Florida Authorizing Signatories for all City Bank, Savings and Trust Accounts; Authorizing Acceptance of Two Facsimile Signatures of City Manager, James R. Borgmann and Finance Director William Alonso; Authorizing the Combine Manual Signatures of City Manager James R. Borgmann, Assistant City Manager Ronald K. Gorland, Finance Director William Alonso, Chief of Police H. Randall Dilling, Accounting Manager Alicia Gonzalez and Police Captain Peter G. Baan; Rescinding all Resolutions in Conflict; Effective Date
- G) First Reading – Ordinance – An Ordinance of the City Council of the City of Miami Springs Amending Code of Ordinance Section 35-53, Benefit Amounts and Eligibility, by Revising and Clarifying Certain Language Related to the Deferred Retirement Option Plan ("DROP") Provisions Contained in the Ordinance; Repealing all Ordinances or Parts of Ordinances in Conflict; Effective Date
- H) Appointment to the Board of Adjustment by Councilman Dotson (Group II) for an Unexpired Term Ending on October 31, 2009, Created by the Resignation of Maria Mikluscak
- I) Discussion Regarding Changing the Council Meetings to the First and Third Wednesdays of the Month (Requested by Mayor Bain)

**11. Other Business:**

- A) None

**12. Reports & Recommendations:**

- A) City Attorney
- B) City Manager
- C) City Council

**13. Adjourn**

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If any person decides to appeal any decision of this Board with respect to any matter considered, s/he will need a record of the proceedings and for such purpose may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is made (F. S. 286.0105), all of which the City does not provide.  
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In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the City Clerk, 201 Westward Drive, Miami Springs, Florida 33166. Telephone: (305) 805-5006, no later than (7) days prior to the proceeding.

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Pursuant to Sec. 2-11.1 (S) of the Miami-Dade County Code and Miami Springs Code of Ordinances Chapter 33 - §33-20, all persons, firms or corporations employed or retained by a principal who seeks to encourage the passage, defeat, or modifications of (1) ordinance, resolution, action or decision of the City Council; (2) any action, decision, recommendation of any City Board or Committee; or (3) any action, decision or recommendation of City personnel during the time period of the entire decision-making process on such action, decision or recommendation which will be heard or reviewed by the City Council, or a City Board or Committee shall register with the City before engaging in any lobbying activities on forms prepared for this purpose and shall state under oath his or her name, business address, the name and business address of each person or entity which has employed said registrant to lobby, and the specific issue on which he or she has been employed to lobby. A copy of the lobbyist registration form is available from the Office of the City Clerk.  
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Next Ordinance No. 961-2007  
Next Resolution No. 2007-3369